

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

CERTAIN UNDERWRITERS AT LLOYD'S, )  
LONDON, *et al.*, )  
Plaintiffs, )  
v. ) Case No. 1:14-cv-04717-FB-RLM  
NATIONAL RAILROAD PASSENGER )  
CORPORATION, *et al.*, )  
Defendants. )

**STIPULATION OF DISMISSAL WITH PREJUDICE  
PURSUANT TO FED. R. CIV. P. 41 AS TO ALL PLAINTIFFS AND  
ALL DEFENDANT INSURERS THAT HAVE APPEARED IN THIS ACTION**

All plaintiffs in this action (hereinafter, "London Market Insurers") and the following defendant insurers, constituting all defendant insurers that have appeared in this action (hereinafter, "Stipulating Insurer Defendants"):

American Home Assurance Company; The Insurance Company of the State of Pennsylvania; Granite State Insurance Company; Lexington Insurance Company; and National Union Fire Insurance Company of Pittsburgh, Pa. in its own right and as successor to Landmark Insurance Company;

Allianz Underwriters Insurance Company, f/k/a Allianz Underwriters, Inc., incorrectly sued herein as Allianz Insurance Company; Allstate Insurance Company solely as successor in interest to Northbrook Excess and Surplus Insurance Company, formerly Northbrook Insurance Company, incorrectly sued herein as Allstate Insurance Company and Northbrook Insurance Company; American Insurance Co.; and Interstate Reinsurance Corp.:

Argonaut Insurance Company;

Banco de Seguros del Estado;

Century Indemnity Company, as successor to (i) CCI Insurance Company, as successor to Insurance Company of North America and (ii) CIGNA Specialty Insurance Company, formerly known as California Union Insurance Company;

The Continental Insurance Company, successor in interest to certain policies issued by Harbor Insurance Company, and as successor by merger to Pacific Insurance Company;

Eurinco Allgemeine Versicherungs Aktiengesellschaft;  
Evanston Insurance Company;  
First State Insurance Company;  
Nationwide Mutual Insurance Company and Employers Insurance Company of Wausau,  
f/k/a Employers Insurers of Wausau A Mutual Company;  
Munich Reinsurance America, Inc. pleaded herein as "American Reinsurance Company";  
and  
Yosemite Insurance Company;

Through their undersigned counsel and pursuant to Rule 41 of the Federal Rules of Civil Procedure, stipulate and agree that any and all claims in the above-captioned action, including all claims, cross-claims, counterclaims, and other claims

- (i) between London Market Insurers or any of them, on the one hand, and Stipulating Insurer Defendants or any of them, on the other hand; and
- (ii) between and among any of the Stipulating Insurer Defendants are dismissed with prejudice.

With regard to the dismissed claims, London Market Insurers and Stipulating Insurer Defendants and each of them shall bear their own respective costs, expenses, and counsel fees.

SO ORDERED this 21 day of December 2018:

/S/ Frederic Block, U.S.D.J.

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[Signatures of counsel appear on the following two pages.  
All parties are signed by Joseph L. Ruby with express permission.]

Joseph L. Ruby  
Joseph L. Ruby

Martin R. Baach (pro hac vice)  
Mark J. Leimkuhler (pro hac vice)  
Aisha E. Bembry (pro hac vice)  
**LEWIS BAACH KAUFMANN**  
**MIDDLEMISS PLLC**  
1101 New York Avenue, N.W.  
Washington, DC 20006  
202-833-8900

The Chrysler Building  
405 Lexington Avenue, 62nd Floor  
New York, NY 10174  
212-826-7001  
*Attorneys for Plaintiffs London Market  
Insurers*

Richard W. Bryan / JLR

Richard W. Bryan (pro hac vice)  
Kristen C. Vine (pro hac vice)  
**JACKSON & CAMPBELL, P.C.**  
1120 20th Street, NW, South Tower  
Washington, DC 20036  
202-457-1600

Jeffrey A. Mathews (JM6382)  
Law Offices of Jeffrey Mathews  
80 Pine Street, 3<sup>rd</sup> Floor  
New York, New York 10005  
718-250-1400  
*Attorneys for Defendants American Home  
Assurance Company, The Insurance  
Company of the State of Pennsylvania,  
Granite State Insurance Company,  
Lexington Insurance Company and National  
Union Fire Insurance Company of  
Pittsburgh, Pa. in its own right and as  
Successor to Landmark Insurance Company*

Lawrence A. Levy / JLR

Lawrence A. Levy  
Michael A. Kotula  
Anthony R. Gambardella  
Robert A. Maloney  
**RIVKIN RADLER LLP**  
926 RXR Plaza  
Uniondale, NY 11556-0926

*Attorneys for Allianz Underwriters  
Insurance Company, f/k/a Allianz  
Underwriters, Inc., incorrectly sued herein  
as Allianz Insurance Company, Allstate  
Insurance Company solely as successor in  
interest to Northbrook Excess and Surplus  
Insurance Company, formerly Northbrook  
Insurance Company, sued incorrectly herein  
as Allstate Insurance Company and  
Northbrook Insurance Company, American  
Insurance Company and Interstate  
Reinsurance Corporation*

Brian M. Reid / JLR

Brian M. Reid  
**LITCHFIELD CAVO LLP**  
303 W. Madison Street  
Suite 300  
Chicago, IL 60606  
312-781-6677  
*Attorneys for Defendant Argonaut Insurance  
Company*

Ernesto Palomo / JLR

Ernesto Palomo  
**LOCKE LORD LLP**  
111 South Wacker Drive  
Chicago, IL 60606  
312-443-0477  
Joseph N. Froehlich (JF-5221)  
Jeffrey Kramer (JK-1019)  
3 World Financial Center  
New York, New York 10281  
212-415-8600  
*Attorneys for Defendant Banco de Seguros  
del Estado*

William M. Popalisk / JLR

William M. Popalisk  
**CROWELL & MORING**  
1001 Pennsylvania Avenue N.W.  
Washington D.C. 20004  
202-624-2500  
*Attorneys for Defendant Century Indemnity  
Company*

John S. Favate/JLR

John S. Favate  
Arthur A. Povelones  
**HARDIN, KUNDLA, McKEON & POLETTO**  
673 Morris Avenue  
Springfield, NJ. 07081  
973-912-5222

*Attorneys for Defendant The Continental Insurance Company, as successor in interest to certain policies issued by Harbor Insurance Company, and as successor by merger to Pacific Insurance Company*

Wm. Gerald McElroy, Jr./JLR

Wm. Gerald McElroy, Jr.  
Kristin Suga Heres  
**ZELLE HOFMANN**  
600 Worcester Road  
Suite 101  
Framingham, MA 01702  
781-466-0700

*Attorneys for Defendant Employers Insurance Company of Wausau, f/k/a Employers Insurers of Wausau A Mutual Company, and Nationwide Mutual Insurance Company*

Christopher Scott D'Angelo/JLR

Christopher Scott D'Angelo  
**MONTGOMERY MCCRACKEN WALKER & RHOADS LLP**  
1735 Market Street, 21<sup>st</sup> Floor  
Philadelphia, PA 19103  
215 772-7397

*Attorneys for Eurinco Allgemeine Versicherungs Aktiengesellschaft*

Adam Daniel Krauss/JLR

Adam Daniel Krauss (AK4610)  
**TRAUB LIEBERMAN STRAUS & SHREWSBERRY LLP**  
Mid-Westchester Executive Park  
Seven Skyline Drive  
Hawthorne, New York 10532  
914-347-2600

*Attorneys for Defendant Evanston Insurance Company*

James P. Ruggeri/JLR

James P. Ruggeri  
Katherine M. Hance (pro hac vice)  
Alison P. Baker  
**SHIPMAN & GOODWIN LLP**  
1875 K Street, NW  
Washington, DC 20006  
Telephone: 202-469-7750

Stanley A. Camhi  
**JASPMAN SCHLESINGER LLP**

300 Garden City Plaza  
Garden City, NY 11530  
516-746-8000

*Attorneys for Defendant First State Insurance Company*

William E. McGrath, Jr./JLR

William E. McGrath, Jr.  
**DILWORTH PAXSON, LLP**

2 Research Way  
Princeton, NJ 08540  
609-987-6679

*Attorneys for Defendant Munich Reinsurance America, Inc., f/k/a American Re-Insurance Company*

Mark W. Zimmerman/JLR

Mark W. Zimmerman (pro hac vice)  
Steven J. Fried  
Henry Lefevre-Snee (pro hac vice)  
**CLAUSEN MILLER P.C.**  
10 S. LaSalle Street  
Chicago, IL 60603

312-855-1010

Steven J. Fried (SF3637)  
28 Liberty Street, 39th Floor  
New York, NY 10005  
212-805-3900

*Attorneys for Defendant Yosemite Insurance Company*